## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS CORPUS CHRISTI DIVISION

IN RE: RANDLE & NORA FRANKE DEBTORS CHAPTER 13 PROCEEDING: 04-21068-C-13

## TRUSTEE'S MOTION TO PAY FUNDS INTO THE COURT REGISTRY

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, CINDY BOUDLOCHE, Chapter 13 Trustee in the above referenced Chapter 13 proceeding and files this Trustee's Motion to Pay Funds into the Court Registry and would respectfully show the Court the following:

- 1. Debtors filed a petition for relief under the provisions of Chapter 13 of Title 11 of the United States Code on Wednesday, Aug 11, 2004.
- 2. This Honorable Court has jurisdiction over this motion pursuant to the provisions contained in 28 U.S.C. Section 1334. This is a core proceeding pursuant to the definition contained in 28 U.S.C. Section 157. Venue is in this Honorable Court pursuant to 28 U.S.C. Section 1408.
  - 3. Trustee has standing to file this motion pursuant to 11 U.S.C. Section 347(a).
  - 4. Checks to the party below have not cleared within 90 days.

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5. As a result, funds owed to the creditor in the amount of \$79.07 by the above referenced Debtors should be reserved by the Registry of the Court.

WHEREFORE, PREMISES CONSIDERED, the Chapter 13 Trustee prays this Honorable Court will grant the Trustee's Motion to Pay Funds into the Court Registry.

Respectfully Submitted: Thu, May 13, 2010

Cindy Boudloche Chapter 13 Trustee 555 N. Carancahua Ste 600

Corpus Christi, TX 78401-0823

Cindy Coudle the

(361) 883-5786

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## **CERTIFICATE OF SERVICE**

I, Cindy Boudloche, do hereby certify that on May 13, 2010, a copy of the foregoing Trustee's Motion to Pay Funds into the Court Registry was served electronically or by United States Mail to the parties listed below:

Cindy Boudloche ,Chapter 13 Trustee

RANDLE AND NORA FRANKE PO BOX 752 PAWNEE, , TX 78145 JAN SHEPHARD 410 SPID STE 210 CORPUS CHRISTI, TX 78405

GILBERTS FINE JEWELERS C/O LAW OFFICE OF DAVID DAVILA PO BOX 4765 MCALLEN, TX 78502-4765